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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/680,060	10/07/2003	Christopher D. Gocke	97,078-P

McDonnell Boehnen Hulbert & Berghoff
 32nd Floor
 300 S. Wacker Drive
 Chicago, IL 60606



CONFIRMATION NO. 8294

FORMALITIES LETTER



OC000000013286477

Date Mailed: 07/21/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

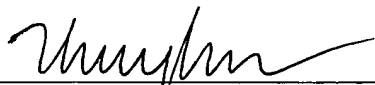
For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Thompson", is written over a horizontal line.

Customer Service Center
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PART 2 - COPY TO BE RETURNED WITH RESPONSE



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/680,060	10/07/2003	Christopher D. Gocke	97,078-P

McDonnell Boehnen Hulbert & Berghoff
 32nd Floor
 300 S. Wacker Drive
 Chicago, IL 60606



CONFIRMATION NO. 8294

WITHDRAWAL NOTICE



OC000000013285496

Date Mailed: 07/21/2004

WITHDRAWAL OF PREVIOUSLY SENT NOTICE

The Notice mailed on 01/23/2004 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the corrected Notice. We apologize for any inconvenience this caused.

A copy of this notice MUST be returned with the reply.

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,078-P)

In the Application of:)
)
Gocke et al.) Before the Examiner:
)
Serial No. 10/680,060)
) Group Art Unit: 1634
Filed: October 7, 2003)
)
For: Detection of Extracellular Tumor-Associated Nucleic) Confirmation No.: 8294
Acid in Blood Plasma or Serum Using Nucleic)
Acid Amplification Assay)

TRANSMITTAL LETTER

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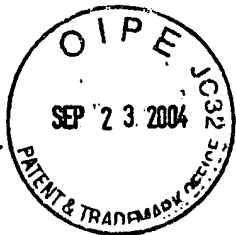
Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
 - a. Response to Notice to Comply
 - b. Copy of Notice to Comply
 - c. One diskette containing Sequence Listing in computer readable form
 - d. Return Receipt Postcard
2. With respect to additional fees:
 - a. No additional fee is required.
4. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
5. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 herein-above, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 21st day of September, 2004.

By:

Kevin E. Noonan
Reg. No. 35,303



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 97,078-P)**

In the Application of:	)	
	)	
Gocke et al.	)	Before the Examiner:
	)	
Serial No. 10/680,060	)	
	)	Group Art Unit: 1634
Filed: October 7, 2003	)	
	)	
For: Detection of Extracellular Tumor-Associated Nucleic	)	Confirmation No.: 8294
Acid in Blood Plasma or Serum Using Nucleic	)	
Acid Amplification Assay	)	

RESPONSE TO NOTICE TO COMPLY MAILED JULY 21, 2004

Mail Stop MISSING PARTS
Commissioner for Patents
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Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to Comply mailed July 21, 2004, Applicants submit herewith one diskette containing the Sequence Listing in computer readable form, pursuant to 37 C.F.R. §§1.821(e).

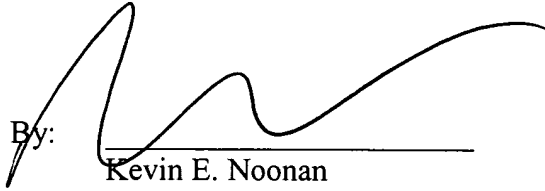
The undersigned states that the contents of the computer readable copy of the Sequence Listing submitted herewith and the paper copy submitted with the application on October 7, 2003 are the same, in accordance with 37 C.F.R. §§ 1.821-1.825.

The undersigned declares further that all statements made herein of his own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: September 21, 2004

By:



Kevin E. Noonan
Reg. No. 35,303